

FILED

UNITED STATES COURT OF APPEALS

JAN 28 2009

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: TOSHIBA CORPORATION;
TOSHIBA MATSUSHITA DISPLAY
TECHNOLOGY CO., LTD.; TOSHIBA
AMERICA ELECTRONIC
COMPONENTS INC.; TOSHIBA
AMERICA INFORMATION SYSTEMS,
INC.,

No. 08-74803

D.C. No. M:07-cv-01827-SI
Northern District of California,
San Francisco

ORDER

TOSHIBA CORPORATION; et al.,

Petitioners,

v.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF
CALIFORNIA (SAN FRANCISCO),

Respondent,

JUDD ELIASOPH, On Behalf Of Himself,
And Others Similarly Situated; et al.,

Real Parties in Interest.

Before: O'SCANNLAIN, SILVERMAN and BYBEE, Circuit Judges.

Petitioners have not demonstrated that this case warrants the intervention of
this court by means of the extraordinary remedy of mandamus. *See Bauman v.*

United States Dist. Court, 557 F.2d 650 (9th Cir. 1977). Accordingly, the petition is denied.